

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**Board of Patent Appeals and Interferences**

In re application of: DENNIS L MONTGOMERY

Application No.: 09/727,096

Group No.: 2165

Filed: November 29, 2000

Examiner: T. Mahmoudi

Title: METHOD AND APPARATUS FOR ENCODING INFORMATION USING  
MULTIPLE PASSES AND DECODING IN A SINGLE PASS

Director of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT BRIEF**

This response is timely filed in response to the Notification of Non-Compliant Appeal Brief mailed January 8, 2007.

As to paragraph 2 in the Notice, Applicant respectfully refers to Section B of the Brief, which clearly identifies the status of all claims, and to Section C, which clearly identifies the appealed claims.

As to paragraph 5 in the notice, the concise statements of each ground of rejection remain unchanged, but are now set forth in outline form.

As to paragraph 6 in the notice, separate headings for each ground of rejection have been added.


As to paragraph 7 in the notice, the appealed claims only are listed in the CLAIMS APPENDIX.

As to paragraph 10, "Other Comments", the statutes and authorities relied on by the Examiner are now listed with each ground of rejection under its own heading and the claims appendix now lists only the claims on appeal. Claims 64-66 were cancelled by Examiner's amendment and are now listed as such under Section B1 of the Brief.

It is respectfully submitted that the accompanying amended Appeal brief complies with 37 CFR 41.37(c)(1) (iii), (vi), (vii) and (viii).

Date: February 7, 2007  
2475 Hanover Street  
Palo Alto, CA 94304-1114  
Telephone: (650) 233.4790  
Customer Number: 27498

PILLSBURY WINTHROP SHAW PITTMAN LLP

  
DAVID A. JAKOPIN  
Registration No. 32995